

- 1 -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:      Misczynski et al.  
Serial No.:              10/659,483  
Filed:                    September 10, 2003  
Art Unit:                3762  
Examiner:                George Robert Evanisko  
Title:                    SYSTEM AND PROCESS FOR ANALYZING A MEDICAL CONDITION  
                              OF A USER

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action having a mailing date of October 2, 2006, with a one month shortened statutory period for response set to expire on November 2, 2006, the Applicants hereby respond as follows:

The Examiner has required a restriction to one of the following inventions:

- I.        Claims 1-3 and 19, drawn to a method to analyze a medical condition, classified in class 600, subclass 301.
- II.       Claims 21, 22 and 24, drawn to a process using a portable device, classified in class 600, subclass 300.
- III.      Claims 26 and 27, drawn to a process for analyzing a cardiac condition, classified in class 600, subclass 515.
- IV.      Claims 28, 29, 34-41, drawn to a process and corresponding system for predicting a future occurrence of an abnormal condition, classified in class 600, subclass 301.

V. Claims 53-73, drawn to a process for extracting and analyzing cardiac parameters, classified in class 600, subclass 508.

Applicants elect Group V (claims 53-73) without traverse.

Applicants respectfully request that the Examiner call Applicants' attorney at the below listed number if the Examiner believes that such a discussion would be helpful in resolving any remaining issues.

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicants

By: 

Robert A. Voigt, Jr.  
Reg. No. 47,159

P.O. Box 50784  
Dallas, Texas 75201  
(512) 370-2832

Austin\_1 326813v.1